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8 Attorneys for Plaintiff
PETE LIVINGSTON

9 IN THE UNITED STATES DISTRICT COURT
10 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 PETE LIVINGSTON,

12 Plaintiff,

13 v.

14 KEYA MORGAN aka KEYARASH
15 MAZHARI aka KEYA MAZHARI, KEYA
GALLERY, NOVA WINES, INC.,

16
17 Defendants.
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Case No. C06-02389 MMC

SECOND AMENDED REQUEST
FOR DISMISSAL OF NOVA WINES, INC.
WITH PREJUDICE AND DISMISSAL OF
KEYA MORGAN aka KEYARASH
MAZHARI aka KEYA MAZHARI, AND
KEYA GALLERY WITHOUT
PREJUDICE, AND ISSUANCE OF
CORRECTED ORDER ; ORDER

22 Plaintiff Pete Livingston requests that this case be dismissed with prejudice against
23 Defendant Nova Wines, Inc., based on the Settlement Agreement filed under seal and Plaintiff's
24 Motion for Administrative Relief to File Settlement Agreement Under Seal.

25 Plaintiff Pete Livingston further requests that Defendants Keya Morgan aka Keyarash
26 Mazhari aka Keya Mazhari and Keya Gallery be dismissed without prejudice.

27 This corrected order shall replace the order issued on January 22, 2008.


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Dated: February 1, 2008

It is so ordered.

Dated: February 4, 2008

_____/s/
WILLIAM M. SIMPICH
Attorney for Plaintiff


~~HON. MARILYN M. CHESNEY~~
HON. MAXINE M. CHESNEY